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### FACSIMILE COVER SHEET

**Date:** September 27, 2005

**To Examiner :** Tracy Vivlemore  
Group 1635

**From:** Carolyn S. Elmore, Esq.  
Registration No. 37,567

**Fax Number:** (571) 273-8300

**Subject:** Paper: Reply to the Restriction Requirement dated May 27, 2005  
Docket No.: ISPH-0590US.P1  
Serial No.: 10/619,253  
Filing Date: July 15, 2003

Number of pages including this cover sheet 18

Please confirm receipt of facsimile: Yes X No \_\_\_\_\_

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DOCKET NO. JSPH-0590US.P1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rosanne M. Crooke and Mark J. Graham

Application No: 10/619,253

Filed: July 15, 2003 Group No: 1635

Customer No: 36441 Examiner: Tracy Vivlemore

Title: ANTISENSE MODULATION OF STEAROYL-COA DESATURASE EXPRESSION

**CERTIFICATE OF MAILING OR TRANSMISSION**  
 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

9-27-05 *Hollie Wakefield*  
 Date Signature  
**Hollie Wakefield**  
 Typed or printed name of person signing certificate

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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SEP 28 2005

Sir:

Transmitted herewith is a Response Under CFR § 1.111 and Preliminary Amendment for filing in the above-identified application.

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN SMALL ENTITY	
			RATE	ADDT. FEE	OR	RATE
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	X \$ 25	\$	X	\$50
TOTAL 37	MINUS *	33	4			\$200
INDEP 4	MINUS **	4	0		X \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+ \$180	\$	+ \$360	\$
* not fewer than 20			TOTAL = 0	\$	TOTAL =	\$200
** not fewer than 3						

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10/619,253

SEP 27 2005

Please charge Deposit Account No. 502807 for the following fees:

<input checked="" type="checkbox"/>	Petition for three month Extension of Time	\$	1,020
<input checked="" type="checkbox"/>	Amendment Fee	\$	200
<input type="checkbox"/>	Other Fees:	\$	
		\$	
		\$	
<b>TOTAL:</b>		<b>\$</b>	<b>1,220</b>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$	
<input type="checkbox"/>	Amendment Fee	\$	
<input type="checkbox"/>	Other Fees:	\$	
		\$	
		\$	
<b>TOTAL:</b>		<b>\$</b>	<b>0</b>

- A general authorization is hereby granted to charge Deposit Account No. 502807 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

ELMORE, CRAIG &amp; VANSTONE, P.C.

By   
 Carolyn S. Elmore  
 Registration No.: 37,567  
 Telephone (978) 251-3509  
 Facsimile (978) 251-3973

N. Chelmsford, Massachusetts 01863

Dated: September 27, 2005

SEP 27 2005

ISPH-0590US.P1

Applicants: Rosanne M. Crooke and Mark J. Graham

Application No: 10/619,253

Filed: July 15, 2003 Group No: 1635

Customer No: 36441 Examiner: Tracy Vivlemore

Title: ANTISENSE MODULATION OF STEAROYL-COA DESATURASE  
EXPRESSION

**CERTIFICATE OF MAILING OR TRANSMISSION**

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<i>Hollie Wakefield</i>	9-27-05
Signature	Date
Hollie Wakefield	
Typed or printed name of person signing certificate	

**RESPONSE UNDER CFR § 1.111 AND PRELIMINARY AMENDMENT**

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This Amendment is being submitted in reply to the Restriction Requirement mailed May 27, 2005, setting a one (1) month statutory period for response. A Petition to Extend the Time for Response under 37 CFR § 1.136(a)(1) for three months from June 27, 2005 to September 27, 2005 and the fee required under 37 CFR § 1.17(a)(2) are filed concurrently herewith.

The Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Remarks and Elections begin on page 8.

09/28/2005 CNGUYEN 00000035 502807 10619253

01 FC:1202	200.00 DA
02 FC:1253	1020.00 DA